The Supreme Court of South

✓ Duke Energy Carolinas, LLC, Appellant-Res

v.

Office of Regulatory Staff, Hasala Dharmawardena, CMC Recycling, Cypress Creek Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South Carolina Coastal Conservation League, South Carolina Energy Users Committee, South Carolina Solar Business Alliance, Inc., the South Carolina State Conference of the National Association for the Advancement of Colored People, Upstate Forever, Vote Solar, and Walmart, Inc., Respondents,

of whom South Carolina Energy Users Committee and The South Carolina Office of Regulatory Staff are Respondents-Appellants. AND Duke Energy Progress, LLC, Appellant-Respondent,

v.

Office of Regulatory Staff, Nucor Steel-South Carolina, Cypress Creek Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South Carolina Coastal Conversation League, South Carolina Energy Users Committee, South Carolina Solar Business Alliance, Incorporated, The South Carolina State Conference of the National Association for the Advancement of Colored People, Upstate Forever, Vote Solar, and Walmart, Inc., Respondents,

of whom Office of Regulatory Staff is Respondent-Appellant.

Appellate Case No. 2019-001900

ORDER

South Carolina Office of Regulatory Staff, with the consent of Duke Energy Carolinas, LLC, Duke Energy Progress, LLC, and South Carolina Energy Users Committee, moves to withdraw the notice of appeal it filed in each of these cases. Further, it asks that no costs be taxed against it relating to its filing of these notices of appeal. No other party has filed a return to this motion.

The motion to withdraw the appeal is granted, and the notices of appeal filed by South Carolina Office of Regulatory Staff are dismissed. Further, based on the consent given and the failure of any other party to file a return, the request regarding taxation of costs is granted. Regarding these dismissed notices of appeal, a partial remittitur will be sent as provided by Rule 221, SCACR.

FOR THE COURT

BY



cc:

Frank Rogers Ellerbe, III, Esquire

Robert E. Stepp, Esquire

Sarah P. Spruill, Esquire

Jeffrey M. Nelson, Esquire

Jenny Rebecca Pittman, Esquire

Steven W. Hamm, Esquire

Laura Rebecca Dover, Esquire

¹ See Rule 240(j), SCACR ("Failure of a party to timely file a return may be deemed a consent by that party to the relief sought in the motion or petition.").

Carolyn Grube Lybarker, Esquire

Bess Jones DuRant, Esquire

Stephanie Underwood Eaton, Esquire

Richard L. Whitt, Esquire

Scott A. Elliott, Esquire

Alexander George Shissias, Esquire

Gudrun E. Thompson, Esquire

Robert Guild, Esquire

Carolyn Lessie Hammonds, Esquire

Thadeus B. Culley, Esquire

Carrie H. Grundmann, Esquire

David L. Neal, Esquire

Derick P. Williamson, Esquire

Bridget M. Lee, Esquire

Christopher Michael Huber, Esquire

Wallace K. Lightsey, Esquire

Carrie Harris, Esquire

James Blanding Holman, IV, Esquire

Jocelyn Boyd, Esquire

Hasala Dharmawardena

Alexander William Knowles, Esquire

Andrew McClendon Bateman, Esquire

Nanette Solveig Edwards, Esquire

Robert R. Smith, II, Esquire

Garrett A. Stone, Esquire

Michael A. Lavanga, Esquire

Len Sullivan Anthony, Esquire

Heather Shirley Smith, Esquire

Stinson Woodward Ferguson, Esquire

John Burnett, Esquire

Camal O. Robinson, Esquire

Brandon F. Marzo, Esquire

Molly McIntosh Jagannathan, Esquire